

HOUSE BILL NO. 317

INTRODUCED BY DEVLIN, DONALDSON

IN THE HOUSE

January 18, 1983	Introduced and referred to Committee on Appropriations.
February 16, 1983	Committee recommend bill do pass. Report adopted.
February 17, 1983	Bill printed and placed on members' desks.
February 18, 1983	Second reading, pass consideration.
February 19, 1983	On motion, consideration passed until the 46th Legislative Day.
February 28, 1983	Second reading, do pass.
March 1, 1983	Considered correctly engrossed.
	On motion, previous action reconsidered.
	On motion, bill placed on second reading for the 50th Legislative Day.
March 4, 1983	Second reading, do pass as amended.
March 5, 1983	Correctly engrossed.
March 7, 1983	Third reading, passed. Transmitted to Senate.

#### IN THE SENATE

March 8, 1983	Introduced and referred to Committee on Finance and Claims.
April 13, 1983	Committee recommend bill be concurred in. Report adopted.
April 14, 1983	Second reading, concurred in.
April 15, 1983	Third reading, concurred in. Ayes, 44; Noes, 3.

#### IN THE HOUSE

April 15, 1983	Returned to House.
April 16, 1983	Sent to enrolling.
	Reported correctly enrolled.

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House BILL NO. 317

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INTRODUCED BY

Paula Donaldson

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A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY TO  
THE DEPARTMENT OF LIVESTOCK TO SATISFY A FINAL JUDGMENT IN  
CAUSE NO. 79-14-GF, UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF MONTANA, GREAT FALLS DIVISION, IF THE CASE IS  
UPHELD ON APPEAL."

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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Section 1. Appropriation. There is appropriated from  
the general fund to the Department of Livestock \$391,500 for  
full payment of all obligations and judgments against the  
defendants in Cause No. 79-14-GF, United States District  
Court, District of Montana, Great Falls Division, entitled  
Ms. Pa. Doran, et al., Plaintiffs, vs. James W. Glosser,  
et al., Defendants. This appropriation is effective only if  
the United States District Court judgment filed and entered  
on March 23, 1982, is expressly upheld and made final  
following appeal to the United States Court of Appeals,  
Ninth Circuit. Any unexpended portion of this appropriation  
shall revert to the general fund.

-End-

INTRODUCED BILL

HB 317

Approved by Comm.  
on Appropriations

1 House BILL NO. 317

2 INTRODUCED BY Quinn Donaldson

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4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY TO  
5 THE DEPARTMENT OF LIVESTOCK TO SATISFY A FINAL JUDGMENT IN  
6 CAUSE NO. 79-14-GF, UNITED STATES DISTRICT COURT FOR THE  
7 DISTRICT OF MONTANA, GREAT FALLS DIVISION, IF THE CASE IS  
8 UPHELD ON APPEAL."

9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Appropriation. There is appropriated from  
12 the general fund to the Department of Livestock \$391,500 for  
13 full payment of all obligations and judgments against the  
14 defendants in Cause No. 79-14-GF, United States District  
15 Court, District of Montana, Great Falls Division, entitled  
16 Ms. Pa. Doran, et al., Plaintiffs, vs. James W. Glosser,  
17 et al., Defendants. This appropriation is effective only if  
18 the United States District Court judgment filed and entered  
19 on March 23, 1982, is expressly upheld and made final  
20 following appeal to the United States Court of Appeals,  
21 Ninth Circuit. Any unexpended portion of this appropriation  
22 shall revert to the general fund.

-End-

SECOND READING

HB 317

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*House* BILL NO. *317*  
INTRODUCED BY *Dubin* *Donelson*

A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY TO THE DEPARTMENT OF LIVESTOCK TO SATISFY A FINAL JUDGMENT IN CAUSE NO. 79-14-GF, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MONTANA, GREAT FALLS DIVISION, IF THE CASE IS UPHELD ON APPEAL."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Appropriation. There is appropriated from the general fund to the Department of Livestock \$391,500 for full payment of all obligations and judgments against the defendants in Cause No. 79-14-GF, United States District Court, District of Montana, Great Falls Division, entitled Ma. Pa. Doran, et al., Plaintiffs, v. James W. Glosser, et al., Defendants. This appropriation is effective only if the United States District Court judgment filed and entered on March 23, 1982, is expressly upheld and made final following appeal to the United States Court of Appeals, Ninth Circuit. Any unexpended portion of this appropriation shall revert to the general fund.

-End-

THIRD READING

HB 317

1 HOUSE BILL NO. 317  
 2 INTRODUCED BY DEVLIN, DONALDSON  
 3  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY TO  
 5 ~~THE DEPARTMENT OF LIVESTOCK TO~~ SATISFY A FINAL JUDGMENT OR  
 6 SETTLE ALL CLAIMS IN CAUSE NO. 79-14-GF, UNITED STATES  
 7 DISTRICT COURT FOR THE DISTRICT OF MONTANA, GREAT FALLS  
 8 DIVISION, ~~IF THE CASE IS UPHELD ON APPEAL; AND PROVIDING AN~~  
 9 IMMEDIATE EFFECTIVE DATE.  
 10  
 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 12 Section 1. Appropriation. There is appropriated from  
 13 ~~the general fund to~~ the Department of Livestock-63927500  
 14 ADMINISTRATION SELF-INSURANCE LIABILITY RISK RETENTION  
 15 ACCOUNT NO. 06143 AN AMOUNT NECESSARY for full payment OR  
 16 SETTLEMENT of all obligations, CLAIMS, and judgments against  
 17 the defendants STATE VETERINARIAN, JAMES W. GLOSSER, in  
 18 Cause No. 79-14-GF, United States District Court, District  
 19 of Montana, Great Falls Division, entitled M. P. Doran, et  
 20 al., Plaintiffs, vs. James W. Glosser, et al., Defendants.  
 21 ~~This appropriation is effective only if the United States~~  
 22 ~~District Court judgment filed and entered on March 23, 1982~~  
 23 ~~is expressly upheld and made final following appeal to the~~  
 24 ~~United States Court of Appeals, Ninth Circuit. Any~~  
 25 ~~unexpended portion of this appropriation shall revert to the~~

1 ~~general fund~~ THE DEPARTMENT OF ADMINISTRATION IS AUTHORIZED  
 2 TO EXPEND THIS APPROPRIATION IN FULL SATISFACTION OF SUCH  
 3 JUDGMENT IF IT IS UPHELD AND MADE FINAL ON APPEAL TO THE  
 4 UNITED STATES COURT OF APPEALS, NINTH CIRCUIT, OR IN  
 5 CONNECTION WITH THE PROVISIONS OF ANY SETTLEMENT AGREEMENT  
 6 SETTLING ALL CLAIMS ARISING OUT OF CAUSE NO. 79-14-GF,  
 7 ENTERED INTO BY THE PARTIES WITH THE CONSENT OF JAMES W.  
 8 GLOSSER AND THE TERMS OF WHICH THE DEPARTMENT HAS DETERMINED  
 9 TO BE IN THE BEST INTEREST OF THE STATE OF MONTANA. NOTHING  
 10 IN THIS ACT MAY BE CONSTRUED AS AN ADMISSION OR OPINION OF  
 11 LIABILITY ON THE PART OF THE DEFENDANTS BY THE LEGISLATURE.  
 12 SECTION 2. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON  
 13 PASSAGE AND APPROVAL.

-End-

## HOUSE BILL NO. 317

INTRODUCED BY DEVLIN, DONALDSON

A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE MONEY TO THE DEPARTMENT OF LIVESTOCK TO SATISFY A FINAL JUDGMENT OR SETTLE ALL CLAIMS IN CAUSE NO. 79-14-GF, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MONTANA, GREAT FALLS DIVISION, IF THE CASE IS UPHOLD ON APPEAL AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Appropriation. There is appropriated from the general fund to the Department of Livestock \$991,500 ADMINISTRATION, SELF-INSURANCE, LIABILITY, RISK, RETENTION ACCOUNT NO. 06143 AN AMOUNT NECESSARY for full payment OR SETTLEMENT of all obligations, CLAIMS, and judgments against the defendants STATE VETERINARIAN, JAMES W. GLOSSER, in Cause No. 79-14-GF, United States District Court, District of Montana, Great Falls Division, entitled Ms. Pa. Dorcas et al., Plaintiffs, vs. James W. Glosser et al., Defendants. This appropriation is effective only if the United States District Court judgment filed and entered on March 23, 1982, is expressly upheld and made final following appeal to the United States Court of Appeals, Ninth Circuit. Any unexpended portion of this appropriation shall revert to the

general fund. THE DEPARTMENT OF ADMINISTRATION IS AUTHORIZED TO EXPEND THIS APPROPRIATION IN FULL SATISFACTION OF SUCH JUDGMENT IF IT IS UPHOLD AND MADE FINAL ON APPEAL TO THE UNITED STATES COURT OF APPEALS, NINTH CIRCUIT, OR IN CONNECTION WITH THE PROVISIONS OF ANY SETTLEMENT AGREEMENT SETTLING ALL CLAIMS ARISING OUT OF CAUSE NO. 79-14-GF, ENTERED INTO BY THE PARTIES WITH THE CONSENT OF JAMES W. GLOSSER AND THE TERMS OF WHICH THE DEPARTMENT HAS DETERMINED TO BE IN THE BEST INTEREST OF THE STATE OF MONTANA. NOTHING IN THIS ACT MAY BE CONSTRUED AS AN ADMISSION OR OPINION OF LIABILITY ON THE PART OF THE DEFENDANTS BY THE LEGISLATURE. SECTION 2. EFFECTIVE DATE. THIS ACT IS EFFECTIVE ON PASSAGE AND APPROVAL.

-End-